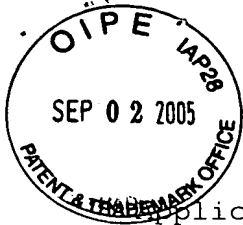


PCT #4

Dkt. 73748/JPW/JW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Irene Mary Horne, et al.  
 U.S. Serial No. : 10/522,427  
 Filed : as \$371 National Stage of PCT  
 International Application No.  
 PCT/AU2003/000951)  
 For : EXPRESSION SYSTEM

1185 Avenue of the Americas  
 New York, New York 10036  
 August 30, 2005

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**COMMUNICATION IN RESPONSE TO JULY 15, 2005  
 NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

This Communication is submitted in response to the July 15, 2005 Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) issued by the United States Patent and Trademark Office in connection with the above-identified application. The July 15, 2005 Notice, a copy of which is attached as **Exhibit A**, provides two (2) months for filing a response. Therefore, a response to the July 15, 2005 Notice is due September 15, 2005. Accordingly, this Communication is being timely filed.

The July 15, 2005 Notice indicates that the oath or declaration is unsigned. In response, applicants submit hereto as **Exhibit B** a signed Declaration for Patent Application pursuant to 37 C.F.R. §1.497(a). In compliance with 37 C.F.R. §1.63, the Declaration refers to the application's above-identified serial number and filing date.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants'

Applicants: Irene Mary Horne, et al.  
U.S. Serial No.: 10/522,427  
Filed: as \$371 National Stage of  
PCT International Application No.  
PCT/AU2003/000951)  
Page 2

undersigned attorneys invite the Examiner to telephone them at  
the number provided below.

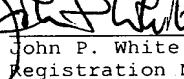
No fee, other than the \$130.00 declaration Surcharge, is  
deemed necessary. However, if any additional fee is required,  
authorization is hereby given to charge the amount of such fee  
to Deposit Account No. 03-3125.

Respectfully submitted,

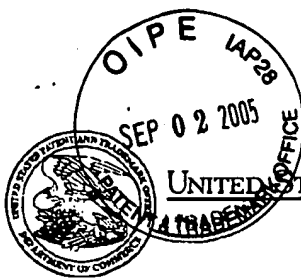


John P. White  
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I hereby certify that this  
correspondence is being deposited  
this date with the U.S. Postal  
Service with sufficient postage as  
first class mail in an envelope  
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Patents, P.O. Box 1450, Alexandria,  
VA 22313-1450



**August 30, 2005**  
John P. White                      Date  
Registration No. 28,678



0763/73748

Page 1 of 1 PL

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,427	Irene Mary Horne	73748/JPW/JL

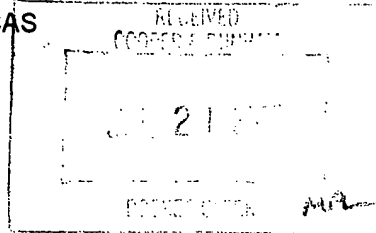
INTERNATIONAL APPLICATION NO.

PCT/AU03/00951

I.A. FILING DATE	PRIORITY DATE
07/28/2003	07/26/2002

23432

COOPER & DUNHAM, LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036



CONFIRMATION NO. 2297  
371 FORMALITIES LETTER



\*OC000000016540326\*

Date Mailed: 07/15/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/25/2005
- Copy of the International Search Report filed on 01/25/2005
- Copy of IPE Report filed on 01/25/2005
- Preliminary Amendments filed on 01/25/2005
- Information Disclosure Statements filed on 01/25/2005
- Biochemical Sequence Diskette filed on 01/25/2005
- Oath or Declaration filed on 01/25/2005
- Biochemical Sequence Listing filed on 01/25/2005
- Request for Immediate Examination filed on 01/25/2005
- Copy of references cited in ISR filed on 01/25/2005
- U.S. Basic National Fees filed on 01/25/2005
- Priority Documents filed on 01/25/2005

2mo: 9/15/05  
3mo: 10/15/05  
4mo: 11/15/05  
5mo: 12/15/05  
6mo: 1/15/06  
7mo: 2/15/06  
MPL

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,427	PCT/AU03/00951	73748/JP W/JL

FORM PCT/DO/EO/905 (371 Formalities Notice)